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 HSBC Bank, USA, N.A., and Mortgage Electronic
 Registration Systems, Inc.

UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA
 WESTERN DIVISION

LONNIE WALL, an individual,
 Plaintiff,

vs.

HSBC BANK USA, a National
 Association; MORTGAGE
 ELECTRONIC REGISTRATION
 SYSTEMS, INC.; a Delaware
 Corporation; ALL PERSONS
 UNKNOWN CLAIMING ANY LEGAL
 OR EQUITABLE RIGHT, TITLE,
 ESTATE, LIEN OR INTEREST IN THE
 PROPERTY DESCRIBED IN THE
 COMPLAINT ADVERSE TO
 PLAINTIFF'S TITLE THERETO; and
 DOES 1-10, inclusive,
 Defendants.

Case No. CV12-6311-JAK (SPx)

[PROPOSED] ORDER GRANTING
 MOTION TO DISMISS SECOND
 AMENDED COMPLAINT PURSUANT
 TO FRCP 12(B)(6) BY DEFENDANTS
 HSBC BANK, USA, N.A., AND
 MORTGAGE ELECTRONIC
 REGISTRATION SYSTEMS, INC.

Date: June 17, 2013
 Time: 8:30 a.m.
 Ctrm: Courtroom 750
 255 East Temple Street
 Los Angeles, California 90012
 Judge: Hon. John J. Kronstadt

Complaint Filed: July 23, 2012

The Court has read and considered the pleadings and papers filed in support
 of the motion to dismiss the second amended complaint by defendants HSBC Bank,
 USA, N.A. ("HSBC"), and Mortgage Electronic Registration Systems, Inc.
 ("MERS") (collectively "Defendants"), as well as the papers filed by plaintiff

1 Lonnie Wall ("Wall") in opposition to Defendants' motion to dismiss the second
2 amended complaint.

3 Good cause appears for the requested relief. The Court finds that the second
4 amended complaint must be dismissed, with prejudice, as against Defendants HSBC
5 and MERS on the following grounds:

6 1. The Motion is granted, and the entire action is dismissed with
7 prejudice.

8 2. The claims asserted in the second amended complaint are barred by the
9 doctrine of judicial estoppel.

10 3. All causes of action fail to state a claim against which relief may be
11 granted against Defendants.

12 4. Wall's first cause of action for violation of 15 U.S.C. § 1641(g) fails to
13 state a claim against Defendants pursuant to FRCP 12(b)(6).

14 5. Wall's second cause of action for violation of California Business and
15 Professions Code §§ 17200 and 17500 fails to state a claim against Defendants
16 pursuant to FRCP 12(b)(6).

17 6. Wall's third cause of action for wrongful foreclosure and to set aside
18 trustee's sale fails to state a claim against Defendants pursuant to FRCP 12(b)(6).

19 7. Wall's fourth cause of action to void or cancel trustee's deed upon sale
20 fails to state a claim against Defendants pursuant to FRCP 12(b)(6).

21 8. Wall's fifth cause of action for quiet title fails to state a claim against
22 Defendants pursuant to FRCP 12(b)(6).

IT IS SO ORDERED.

IT IS SO ORDERED.

Dated:

Dated:

Hon. John A. Kronstadt

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